

Introduced by Senator Strickland

February 12, 2010

An act to amend Section 3951 of the Family Code, relating to child support.

LEGISLATIVE COUNSEL'S DIGEST

SB 1030, as introduced, Strickland. Child support: reimbursement.

Existing federal law, Title IV-D of the Social Security Act, requires the state to establish a single state entity to administer the Title IV-D state plan for securing child support. Existing law designates the Department of Child Support Services as the state entity charged with administering all services and performing all functions necessary to establish, collect, and distribute child support. Existing law requires the department to enter into cooperative agreements with local child support agencies to secure child support. Existing law provides that an action to establish child support may be prosecuted in the name of the county on behalf of the child or a parent of the child.

Existing law obligates a parent to support his or her child. However, under existing law, a parent is not bound to compensate the other parent, or a relative, for the voluntary support of the parent's child, without an agreement for compensation.

This bill would specify that this provision shall not prevent a parent, guardian, or relative caregiver from receiving Title IV-D child support services.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 3951 of the Family Code is amended to
2 read:
- 3 3951. (a) A parent is not bound to compensate the other parent,
4 or a relative, for the voluntary support of the parent's child, without
5 an agreement for compensation.
- 6 (b) A parent is not bound to compensate a stranger for the
7 support of a child who has abandoned the parent without just cause.
- 8 (c) Nothing in this section relieves a parent of the obligation to
9 support a child during any period in which the state, county, or
10 other governmental entity provides support for the child.
- 11 (d) *Nothing in this section shall prevent a parent, guardian, or*
12 *relative caregiver from receiving child support services pursuant*
13 *to Title IV-D of the Social Security Act (42 U.S.C. Sec. 651 et seq.).*